



217/782-6761

Refer to: 1618100015 - Rock Island County
E. Moline/John Deere Harvester Works
ILD075607119

COMPLIANCE INQUIRY LETTER

Certified # P731 919 472

September 24, 1985

Mr. Robert G. Dick, Environmental Coordinator
John Deere Harvester Works
1100 13th Avenue
East Moline, Illinois 61244

EPA Region 5 Records Ctr.



305360

Dear Mr. Dick:

The purpose of this letter is to address the status of the above-referenced facility in relation to the requirements of Title 35, Part 722, Subparts C and D and to inquire as to your position with respect to the apparent violations identified in Attachment A and your plans to correct these apparent violations.

The Agency's findings of apparent non-compliance in Attachment A are based on an inspection completed on September 4, 1985. For your convenience a copy of the inspection report is enclosed with this letter.

Please submit in writing, within fifteen (15) calendar days of the date of this letter, the reasons for the identified violations and a description of the steps which have been taken to correct the identified violations. The written response should be sent to the following:

Mark A. Haney, Manager
Facilities Compliance Unit
Compliance Monitoring Section
Illinois Environmental Protection Agency
Division of Land Pollution Control
2200 Churchill Road
Springfield, Illinois 62706

Further, take notice that non-compliance with the requirements of the Illinois Environmental Protection Act and rules and regulations adopted thereunder may be the subject of enforcement action pursuant to either the Illinois Environmental Protection Act, Ill. Rev. Stat., Ch. 111 1/2, Sec. 1001 et seq. or the federal Resource Conservation and Recovery Act (RCRA), 42 U.S.C. Sec. 6901 et seq.



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If you have any questions regarding the above, please contact James J. Jones at 309/691-2200.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Haney".

Mark A. Haney, Manager
Facilities Compliance Unit
Compliance Monitoring Section
Division of Land Pollution Control

MAH:CD:ds:2055E/32-33

cc: Division File
Peoria LPC #1618100015
Peoria LPC Letter File
Virginia Yang
John Tripses
Cindy Davis



Attachment A

1. Pursuant to 35 Ill. Adm. Code 722.134(a), a generator may accumulate hazardous waste on-site for 90 days or less without a permit or without having interim status provided that:
 - a. The waste is placed in containers and the generator complies with Subpart I of 35 Ill. Adm. Code 725 (Use and Management of Containers) or the waste is placed in tanks and the generator complies with Subpart J of 35 Ill. Adm. Code 725 (Tanks) except 35 Ill. Adm. Code 725.293;
 - b. The date upon which each period of accumulation begins is clearly marked and visible for inspection on each container;
 - c. While being accumulated on-site each container and tank is labeled or marked clearly with the words "Hazardous Waste";
 - d. The generator complies with the requirements for owners and operators of hazardous waste management facilities in Subpart C (Preparedness and Prevention) and D (Contingency Plan and Emergency Procedures) in 35 Ill. Adm. Code 725 and with 35 Ill. Adm. Code 725.116 (Personnel Training).

You are in apparent violation of 35 Ill. Adm. Code 722.134(a) in that b and d above were not complied with. Specifically, the requirements of item b above which were not complied with are the 12 drums of paint and solvent waste in your hazardous waste storage area which did not have accumulation dates marked on each container.

Specifically, the requirements of item d above (listed by regulation) which were not complied with, as well as the deficiencies observed, are:

Pursuant to 35 Ill. Adm. Code 725.152(c), the contingency plan must describe arrangements agreed to by local police departments, fire departments, hospitals, contractors and state and local emergency response teams to coordinate emergency services, pursuant to Section 725.137. You are in apparent violation of 35 Ill. Adm. Code 725.152(c) for the following reason(s): Even though you've made arrangements with the local police and fire department, you've failed to make arrangements with hospitals and state and local emergency response teams.

Pursuant to 35 Ill. Adm. Code 725.152(d), the contingency plan must list names, addresses and phone numbers (office and home) of all persons qualified to act as emergency coordinator (see 725.155) and must be kept up to date. You are in apparent violation of 35 Ill. Adm. Code 725.152(d) for the following reason(s): A primary emergency coordinator has not been named and a list of alternates in order by which they will assume responsibility has not been provided.

Pursuant to 35 Ill. Adm. Code 725.152(f), the contingency plan must include an evacuation plan for facility personnel, if necessary. You are in apparent violation of 35 Ill. Adm. Code 725.152(f) for the following reason(s): Your facility has no evacuation plan.



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Pursuant to 35 Ill. Adm. Code 725.153, a copy of the contingency plan and all revisions to the plan must be:

- a) Maintained at the facility;
- b) Submitted to all local police departments, fire departments, hospitals and state and local emergency response teams.

You are in apparent violation of 35 Ill. Adm. Code 725.153 in that condition b above was not complied with.

CD:ds:2055E/34-35